

said third member including:

a further head;

a further shank extending from said further head, said further shank extending through a third hole spaced from said first hole and defined by the extension and through a fourth hole spaced from said second hole and defined by the downspout;

a fourth member cooperating with said third member;

said fourth member defining a further aperture for the locking reception therein of said further shank for locking the extension and downspout together so that folding of the extension against the downspout is permitted for facilitating yard maintenance; and

said shank defining an annular ridge such that when said shank extends through said aperture of said second member, said annular ridge locks said second member relative to said first member.

Please cancel claim 2 without prejudice. ✓

Please amend claim 9 as follows:

9. (once amended) A snap lock device for hingedly securing an extension to a downspout as set forth in claim 8 wherein

said cylindrical surface defines said annular ridge such that when said shank extends through said aperture of said second member, said annular ridge locks said second member relative to said first member.

Please amend claim 14 as follows:

14. (once amended) A tool device for attachment to a jaw of a pair of pliers for assisting fastening of a snap lock device for hingedly securing an extension to a downspout, said snap lock device comprising:

a first member;

said first member including:

a head;

a shank extending from said head, said shank extending through a first hole defined by the extension and through a second hole defined by the downspout;

a second member cooperating with said first member;

said second member defining an aperture for the locking reception therein of said shank for locking the extension and downspout together;

said tool device comprising:

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cont a cylindrical member having a first and a second face and a longitudinal axis and a cylindrical outer surface, said cylindrical member defining a coaxial bore extending between said first and second face;

said first face defining a slot which extends diametrically across said first face for the reception therein of the jaw of the pair of pliers;

said cylindrical member defining a threaded bore which extends normal to said slot, said threaded bore extending from said cylindrical outer surface to said slot;

a fastener cooperating with said threaded bore such that said fastener removably fastens said cylindrical member to the jaw of the pair of pliers; and

said second face of said cylindrical member defining a cavity which is disposed coaxially relative to said longitudinal axis, said cavity having substantially the same dimensions as said second member, the arrangement being such that when a second member is disposed within said cavity, insertion of said shank within said aperture of said second member by the pliers is permitted.

Please cancel claims 15 and 16 without prejudice

Remarks.

Applicant's representative would like to thank the Examiner for the indication of allowability of claim 14 of the subject application.

Accordingly, Applicant has amended claim 14 by reciting therein the features recited in claim 1.

1/and 2/ With regard to the Office Action, claims 1 and 3, 4 and 6-10 have been rejected under 35 USC. 102(b) as being anticipated by US. Pat. No. 5,735,085 to Denooy.

US. Pat. No. 5,735,085 to Denooy teaches a hinge for hinging an extension to a downspout. More particularly, the '085 reference discloses a threaded bolt 62 having a head and a shank. The shank extends through a hole 58 of a portion 52 secured to the extension and is threaded through a hole 64 provided in a further portion riveted to the downspout and then through a further hole 58 defined by the portion 52. The bolt 62 is then locked by means of a wing nut 66.

However, the arrangement recited in modified claim 1 includes not one fastener as disclosed in the